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OCT 21 2004

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Richard A. Dixon  
Xian Z. He

Serial No.: 09/926,571

Filed: November 28, 2001

For: ISOFLAVONOID METHYLATION  
ENZYME

Group Art Unit: 1638

Examiner: Russell Kallis

Atty. Dkt. No.: NBLE:025US

**CERTIFICATE OF FACSIMILE TRANSMISSION  
37 C.F.R. § 1.8**

I certify that this correspondence is being transmitted to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450, facsimile number (703) 872-3306 on the date  
below:

October 21, 2004  
Date

  
Robert E. Hanson

**INTERVIEW SUMMARY; AMENDMENT; AND RESPONSE TO FINAL  
OFFICE ACTION DATED JULY 29, 2004**

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the Final Office Action dated July 29, 2004, for which the three-month date for response is October 29, 2004. No fees are believed to be due in connection with the instant paper, however, should such fees be due consider this paragraph a request and authorization to withdraw the appropriate fee under 37 C.F.R. §§ 1.16 to 1.21 from *Fulbright & Jaworski, L.L.P.* Account No. 50-1212/NBLE:025US.

Reconsideration of the application is respectfully requested.

25465538.1

**INTERVIEW SUMMARY**

On October 3, 2004, Applicants undersigned representative spoke with Examiner Kallis regarding possible amendments to result in allowance of the claims. The possibility of amending the stringency conditions in the claims to correspond to the conditions recited at page 15, line 15 and amending the claims to recite legumes was discussed. The Examiner agreed to discuss the claims with his supervisor. No agreement was reached.

On October 19, 2004 Examiner Kallis called the undersigned to discuss proposed claim amendments to allow the case. It is believed that the amendments were proposed by the Examiner's supervisor, Amy Nelson. Agreement was reached to amend the claims as indicated herein.